



RECEIVED

1 2 2003

RCE/1617/13

TECH CENTER 1600/2 PTO/SB/30 (10-01)

Approved for use through 10/31/2002. OMB 0661-0033

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	09/920,340
	Filing Date	August 1, 2001
	First Named Inventor	Leonard W. KAPLAN
	Art Unit	1617
	Examiner Name	Mojdeh BAHAR
	Attorney Docket Number	3400-0008 (formerly 9500-0001)

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114	
a. <input type="checkbox"/> Previously submitted	
i. <input type="checkbox"/> Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on _____ (Any unentered amendment(s) referred to above will be entered).	
ii. <input type="checkbox"/> Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____	
iii. <input type="checkbox"/> Other _____	
b. <input checked="" type="checkbox"/> Enclosed	
i. <input checked="" type="checkbox"/> Amendment	iii. <input type="checkbox"/> Information Disclosure Statement (IDS)
ii. <input checked="" type="checkbox"/> Declaration of Leonard W. Kaplan, M.D.	iv. <input checked="" type="checkbox"/> Other "Guidelines for the Diagnosis and Management of Asthma" report (attached to Declaration)
2. Miscellaneous	
a. <input type="checkbox"/> Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)	
b. <input type="checkbox"/> Other _____	
3. Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.	
a. <input type="checkbox"/> The Commissioner is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 18-0580.	
i. <input type="checkbox"/> RCE fee required under 37 CFR 1.17(e)	
ii. <input type="checkbox"/> Extension of time fee (37 CFR 1.136 and 1.17)	
iii. <input type="checkbox"/> Other _____	
b. <input checked="" type="checkbox"/> Check in the amount of \$ 580.00 enclosed	
i. <input checked="" type="checkbox"/> RCE fee as required under 37 CFR 1.17(e) (\$375 for small entity)	
ii. <input checked="" type="checkbox"/> Two-month extension of time fee (37 CFR 1.136 and 1.17) (\$205 for small entity)	
iii. <input type="checkbox"/> Other _____	
c. <input type="checkbox"/> Payment by credit card (Form PTO-2038 enclosed)	
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.	

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED			
Name (Print/Type)	Karen Canaan	Registration No. (Attorney/Agent)	42,382
Signature	<i>Karen Canaan</i>	Date	September 4, 2003

CERTIFICATE OF MAILING OR TRANSMISSION			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 4, 2003.			
Name (Print/Type)	Margaret K. Surridge	Date	September 4, 2003
Signature	<i>Margaret K. Surridge</i>		